

## JONES OBJECTS TO RATE RULING

NEWS BUREAU BISBEE REVIEW, ROOM 202, N. B. A. BUILDING, PHOENIX, April 9.—Usual excitement at capitol building incidental to session of the legislature which was lacking yesterday by reason of adjournment of the senate was in a measure made up by issuance of a dissenting opinion to the recent class

rate order of the Corporation Commission, said dissenting opinion being written by Commissioner F. A. Jones. The opinion is not a lengthy one but is written in a manner that leaves no doubt as to the earnestness of its author in the contentions made there in.

When the original class rate order was entered by the other members of the commission, Chairman Geary and Commissioner Cole, Mr. Jones was in Washington, D. C., in connection with a hearing before the Interstate Commerce Commission. He today made a statement to the effect that he was disappointed that the opinion in the matter had not been deferred until his return. He could not concur in the action taken and consequently in justice to himself had written a dis-

senting opinion from which the following extract is given: Jones, Commissioner: I cannot join Commissioners Cole and Geary in their Opinion and Order in the above entitled action for the reasons herein after given.

The Commissioner issued an order January 2, 1913, for a hearing January 21, 1913. On January 15, 1913, an order was issued postponing the hearing until March 4th. No further notice or order of hearing has been issued. With the original order, a schedule of proposed rates was submitted to the railroads and to many shippers in conformity with the 15c a ton mile law, and materially lower than the rates adopted March 25th. It is my opinion that the Commis-

sion acted unwisely in adopting a schedule of rates without a hearing upon due notice, at which the shippers and public could be heard. At the final submission of this matter, March 24th, no appearances were entered except those of the railroads. The Commission has been in existence nearly twenty months; I his matter has been pending over three months, and it does not appear to me that a case submitted by only one side in interest, namely, the railroads on March 24th, need be decided four days thereafter and before the transcript of testimony is transcribed.

Class rates are the normal rates of railroads. Classes 1-3 and 4 carry substantially all less carload shipments, and in the absence of commodity rates, classes 5A-B-C-D and E provide rates for all carloads. Class rates are highly important in and of themselves and, to a great extent, from the standpoint of basing commodity.

The Arizona Territorial Legislature of 1901 passed a maximum freight rate law, Chapter VII, Section 99 reading as follows: "That it shall be unlawful for said corporation (railroads) to charge more than fifteen cents per ton mile for each ton by weight or measurement, of freight transported over roads."

The Hepburn Amendment to the Interstate Commerce Act of June, 1906, placed territorial railroads under the control and jurisdiction of the Interstate Commerce Commission. Upon admission of Arizona into the Union, February 14, 1912, said Commission assumed jurisdiction and the territorial Commission automatically was relieved of its regulating power over interstate traffic.

There may or may not be a question as to the validity of the maximum rate law above quoted. The fact remains that Arizona railroads have observed the law from the date of its approval in 1901 up to the present time.

The Order reads, "said schedule being hereby declared to be just and reasonable maximum class rates, not canceling or annulling present or existing lower class rates." It seems inconsistent for the Commission to say that higher rates than existing rates are reasonable and then stop the carriers from adopting them. In my opinion, the Commission should not have fixed any rates higher than those now in effect and maintained for the past twelve years.

Up to 20 miles, the Commission's schedule is higher on all less carload rates, and up to 55 miles, higher on first-class than 15c per ton mile, or prevailing rates.

While the Commission's Order states present rates must not be advanced, it is my firm opinion, based upon many years of experience, that two classes of rates, the Commission's being the higher, must and will embarrass the commission in maintaining the lower rates. If this commission succeeds in maintaining the lower railroad-made rates, succeeding Commissions may not be so fortunate.

## SHURST STAND ON JUDGESHIP

Says People Must Name Federal Judge and His Duty Will Be to Oppose Action Until Election Is Held

WIRES TO CITIZEN

Washington, D. C., April 7.

Tucson Citizen, Tucson, Ariz.: Further answering your telegram of the fifth instant and referring to that portion in which you say that popular satisfaction would follow a telegram from me that President Wilson will await the outcome of an advisory election for federal judge, I cannot pretend to speak for the president, but should the president make any appointment, I will deem it my duty to ask Mr. McKeyolds' urging them to request President Wilson to send no nomination for federal judge in Arizona to senate until after the people's choice shall have been recorded by the advisory vote, which advisory election I have informed Secretary Bryan and Mr. McKeyolds is certain to be held. If there is an people's verdict by means of advisory vote on the other federal officials I shall certainly welcome same and will urgently request the president to make no appointments in Arizona until people's choice may be ascertained.

HENRY F. ASHURST, United States Senator.

FARMERS ARE EXCITED  
Discussing High Costs of Living and Low Price Returns at Chicago

CHICAGO, April 9.—Everybody at the Farm Credit's conference got enthusiastic today and some became excited in discussing the high cost of living, the meager returns to the farmer on products and the best means of readjusting the economic problem among agriculturists, middle men and the ultimate consumers.

H. S. Moberly, president Arkansas Farmers Union, said the University of Arkansas is doing valuable work in bringing about cooperation. In some cases, he said, farmers working together have increased their income 200 per cent.

Senator Ashurst's message is in answer to an inquiry from the Tucson Citizen, which is self-explanatory, and is as follows: "The Citizen acknowledges receipt of your telegram favoring an advisory vote for federal judge and other federal officers, and congratulate you on your stand for the people's rule. The story is being widely circulated here, however, that you are not sincere in your position and have already recommended and are still supporting appointments which will be made without awaiting the verdict of the people. The Citizen is condemning these reports as an injustice to you

Camp street, and a land mark. It is now Broadway. Why it is, or whether it should be, I leave to others.

In later years, barracks for the troops are erected on the north side of the camping ground, which now becomes the military parade ground, and is known as Military Plaza. Then, still later, Fort Lowell is established, the barracks that have been erected for military purposes become the city school and following this comes the solid brick business block of today.

But what of the Military Plaza, where the troops paraded that made the life of the pioneer—some of them possible? The pioneer that made possible a country where you and I might live happily in the undisturbed enjoyment of our peaceful pursuits.

Beware of Ointments for Catarrh That Contain Mercury

as mercury will surely destroy the sense of smell and completely derange the whole system when entering it through the mucous surfaces. Such articles should be used only if prescribed by a competent physician, as the damage they will do is ten fold to the good you can possibly derive from them. Hall's Catarrh Cure, manufactured by F. J. Cheney & Co., Toledo, O., contains no mercury, and is taken internally, acting directly upon the blood and mucous surfaces of the system. In buying Hall's Catarrh Cure be sure you get the genuine. It is taken internally and made in Toledo, Ohio, by F. J. Cheney & Co. Testimonials free.

Sold by Druggists. Price 75c per bottle. Take two or three pills for constipation.

ATTENTION ELKS.

The funeral of our late brother, John Rooney, will be held from the Elks Home at 9:25 a. m. Friday. All Elks are requested to be present a 9 a. m. The public is invited to attend.

W. D. EVANS, E. R. E. M. COX, Sec'y.



could be made of the making of Tannhouser beer.

## Special One Day Sale Of Summer Blouses

Made To Sell For \$1.50 And \$2.00 On Sale Friday For **\$1.** Ten Dozen Waists And About As Many Different Styles



This Sale Is For **FRIDAY** One Day Only See These Pretty Blouses Displayed In Our Show Window

**\$1**

Waists for \$1.00 that are actually worth \$1.50 and \$2. Isn't that interesting? Here are the waists, fully ten dozen of them and in 19 different styles—made of Voile, Lawn, Linen, Batiste and Lingerie Materials. In styles the newest and varied enough to please all tastes.

It is a special collection of Waists bought a THIRD under their real value; we could be proud to offer you such garments at full regular prices—and at the sale price they are a bargain most extraordinary. The opportunity which a sale like this brings for an increased business is the only reason why Waists as stylish and handsome as these are presented now for one dollar.

Every waist is an exquisite example of design and needlework. The sheerest, finest materials, absolutely correct and put together with special care. Fresh from the cases they came in; not soiled, or in the least bit rumpled.

You might call them Lingerie Blouses, if you think of the word as meaning with an air of grace and distinction more pleasing than you have ever thought of it before. Hand-embroidery, Lace, Grecian Embroidery, small tucks, platings and Crystal buttons compose the most unusual and elaborate sort of trimmings effects. High or Dutch neck styles with three-quarter or full length sleeves. Choice Friday for \$1.

(SECOND FLOOR)

## The Basement Store "A STORE WITHIN A STORE"

A Rousing Friday Sale Of Genuine Imported German, Triple-Coated BLUE-WHITE ENAMELED WARE

20c 20c

No They Are Not Seconds---Every Piece Guaranteed Perfect And First Quality

A treat for housekeepers! A treat for the economical! A sale of Enameled Ware that will cast a ray of sunshine in every kitchen. Don't trust yourself to use any less perfect enameled goods. Don't risk the dangers that lurk in lightly coated and imperfect pieces. Every article in this collection is strictly first grade, genuine imported German, triple-coated, blue white enameled ware—absolutely free from any poisonous substance.

You have perhaps bought low-priced enameled ware, and no doubt thought you were getting first grade quality at a bargain when, in reality, you were paying a high price for seconds. NO! we are not offering you seconds—there is not a doubtful or imperfect piece in the entire assortment consisting of 200 pieces. The offer includes:

- TWO QUART, SEAMLESS LIPPED SAUCE PANS, WORTH 40c.
- THREE PINT, BERLIN COVERED SAUCE PANS WORTH 45c.
- TWO QUART PUDDING PANS WORTH 40c.
- 11 1/2 X 3 INCH WASH BASINS WORTH 50c.
- ONE QUART TEA POTS WORTH 50c.
- 10 QUART WATER PAILS (Limited Number) WORTH 75c.

House	Silk	Girls' White	Girls' Colored
Dresses	Kimonos	Dresses	Dresses
65c	\$3.75	\$1.25	\$1.35

A small assortment of Women's House Dresses, 18 in all, made of good quality percale in medium and dark colors, worth regularly \$1.25 Friday's price 65c.

WOMEN'S LONG SILK KIMONOS, in beautiful floral patterns, with a wide border and collar and cuffs of plain colored satin, 45 values, Friday at \$3.75.

MISS' and GIRLS' WHITE DRESSES made of Lawn and Batiste, in a variety of styles, trimmed with pretty embroidery and fine laces, \$2.00 values for \$1.25.

GIRLS' COLORED DRESSES, made of Madras and Percale, in a variety of pretty girlish styles, variously trimmed with braid, buttons and pipings, sizes 6 to 14 years.

OPENS AT 8 A. M. **"The Fair"** FRANKENBERG BROS. & NEWMAN CLOSING AT 6 P. M. MAIN STREET

## The Best Pastry Cooks

Consider the quality of everything that enters into the making of light bread, biscuits and delicious cakes and are most particular when it comes to selecting the Baking Powder to RAISE THE DOUGH. It should be pure, leave little residue in the food, never fail and make the food light but not dry. These requirements have been met in



Crescent Baking Powder All Grocers 25c lb. Crescent Manufacturing Co. Seattle, Washington.

NOT PERMIT WOMAN TO DRIVE

INDIANAPOLIS, April 9.—Miss Vivian Prescott, who announced she had been granted permission to drive a car in the 500 mile race here next month, will not be permitted to enter the contest according to announcement of the speedway management today. Danger is the reason given.

Forcing Acceptance. "What are you doing with that mask and those gumshoes? Surely you are not going in for burglary?" "Sh!" responded Destia Stax, "I am trying to slip a contribution into a candidate's campaign fund without his knowing anything about it."

## BREATHE FREELY! OPEN NOSTRILS AND STUFFED HEAD—END CATARRH

Instant Relief When Nose and Head Are Clogged from a Cold. Stops Nasty Catarrhal Discharges. Dull Headache Vanishes. Try "Ely's Cream Balm." Get a small bottle anyway, just to try it—Apply a little in the nostrils and instantly your clogged nose and stopped-up air passages of the head will open; you will breathe freely, looseness and headache disappear. By morning the catarrh, cold-induced or catarrhal sore throat will be gone. End such misery now! Get the small bottle of "Ely's Cream Balm" at any drug store. This sweet, fragrant balm dissolves by the heat of the nostrils, penetrates and heals the inflamed, swollen membrane which lines the nose, head and throat; clears the air passages; stops nasty discharges and a feeling of cleansing, soothing relief comes immediately. Don't lay awake tonight struggling for breath, with head stuffed; nostrils closed, hawking and blowing. Catarrh or a cold, with its running nose, foul mucous dripping into the throat, and raw dryness is distressing but truly needless. Put your faith—just once—in "Ely's Cream Balm" and your cold or catarrh will surely disappear. Advertisement.

## L. J. OVERLOCK BROKER

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Cotton Seed Meal and Cake Horses and Mules For Sale See us for fine Livery Rigs

Brophy Carriage Company Phone 284 Lowell Ariz.

## A First Class Story

could be made of the making of Tannhouser beer. If you knew all the trouble taken in the selection of the hops and barley, the careful attention to every detail of brewing and bottling you would know why it is so good and wholesome. But try the beer

Boston & Brown Phone 243—Agents for Copper City Brewing Co.—Phone 243